

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.8159 OF 2004

Harun Husain Qureshi & Ors. .. Petitioners

Vs

Subhan Nanhekhan Khan & ors. .. Respondents

Mr A.R.Patil, for the petitioners.

Mr N.R.Bubna with Mr A.A.Garge, for respondent nos 1 to 3.

CORAM : D.B.BHOSALE, J.

DATE : 19th October, 2004.

PC:

1. Heard the learned counsel for the parties.

2. There is a clear finding recorded by the Courts below that the respondents-defendants are in possession of the disputed portion of land since seven years and there is specific reference to their possession in the sale deed dated 10.10.1990 by which the petitioners purchased 90 sq.meters of land out of City Survey No.3894-B. Keeping that in view and considering that there are concurrent findings recorded by both the Courts below and as I find that there is sufficient material on record to sustain those findings at this stage and considering the extremely limited jurisdiction of this Court under Article 227 of the Constitution of

India to disturb the findings of fact, the present writ petition cannot be entertained. The writ petition, therefore, fails and is dismissed as such.

(D.B.BHOSALE, J.)